

IN THE MATTER OF THE APPEAL OF)
LIANGA PACIFIC, INC. FROM) HB NO. 70-14
PENALTY ASSESSED BY PUGET SOUND)
AIR POLLUTION CONTROL AGENCY) ORDER AFFIRMING PENALTY
)

From the evidence presented, the Board makes the follow-

The outdoor fire in question was of waste material from construction work, and as shown by the pictures taken of it, was of substantial size. Such a fire was in violation of Section 9.02 of the Regulations of the Puget Sound Air Pollution Control Agency.

and Lianga Pacific, Inc. had been warned that such a fire would be a violation of the Agency's Regulations.

The defense, in essence, was not a denial of the fire or the lack of approval from the Agency, but rather that Lianga Pacific, Inc. was the victim of discrimination in that others burned in violation of the regulation and were not penalized

From these facts, the Pollution Control Hearings Board concludes that Lianga Pacific, Inc. is guilty of a violation of Regulation 9.02 of the Puget Sound Air Pollution Agency, and that under the circumstances, the fine of \$250.00 is permissible and not unreasonable.

And based on the foregoing Findings and Conclusions, the penalty appealed from is affirmed.

DONE at Olympia, Washington this 6th day of April, 1971.

POLLUTION CONTROL HEARINGS BOARD

By

Matthew W. Hill
Matthew W. Hill, Chairman

James T. Sheehy
James T. Sheehy, Member

Walt Woodward
Walt Woodward, Member